

STATE OF INDIANA)
) SS:
COUNTY OF MARION)

BEFORE THE INDIANA
COMMISSIONER OF INSURANCE

CAUSE NO.: 19377-AD20-0528-091

IN THE MATTER OF:)

Randall M. Trahan)
2030 43rd Street S.,)
St. Petersburg, FL 33711-3024)

Applicant.)

Type of Agency Action: Enforcement)

License Number: 3109453)

FILED

JUL 23 2020

STATE OF INDIANA
DEPT. OF INSURANCE

PRELIMINARY ADMINISTRATIVE ORDER
AND NOTICE OF LICENSE DENIAL

The Indiana Department of Insurance ("Department"), pursuant to the Indiana Administrative Orders and Procedures Act, Indiana Code § 4-21.5-1 *et seq.* and Indiana Code § 27-1-15.6-12, hereby gives notice to Randall Matthew Trahan ("Applicant") of the following Administrative Order:

1. Applicant held a nonresident producer's license from September 30, 2015, until it expired on February 28, 2018, due to a failure to renew.
2. Applicant submitted an application to reinstate his nonresident producer license 3109453 with the Commissioner of the Indiana Department of Insurance ("Commissioner") on April 6, 2020.
3. Before approving an application, the Commissioner must find that the applicant has met specific requirements under Indiana Code § 27-1-15.6-8 and Indiana Code § 27-1-15.6-12.
4. Indiana Code § 27-1-15.6-12(b)(2)(A) provides, in part, that the Commissioner may refuse to issue or renew an insurance producer's license for violating an insurance law.

5. Indiana Code § 27-1-15.6-17(b) is an insurance law that provides, in part, an insurance producer shall report to the Commissioner any criminal prosecution of the producer initiated in any jurisdiction not more than thirty (30) days after an initial pretrial hearing date.
6. Indiana Code § 27-1-15.6-12(b)(8) provides, in part, that the Commissioner may refuse to issue an insurance producer license for using fraudulent, coercive, or dishonest practices, or demonstrating incompetence, untrustworthiness, or financial irresponsibility in the conduct of business in Indiana, or elsewhere.
7. Following a review of materials submitted by Applicant and a review of public records, the Commissioner, being fully advised, now hereby notifies Applicant that he has not fully met the requirements of licensure, as stated by Indiana Codes §§ 27-1-15.6-12(b)(2)(A), 27-1-15.6-12(b)(8) and 27-1-15.6-17(b) due to Applicant's criminal history, which includes a conviction from June 6, 2017, for Violation of an Injunction for Protection Against Domestic Violence, a First Degree Misdemeanor, in the State of Florida, and failure to timely notify the Commissioner of a criminal prosecution while Applicant was previously licensed.
8. Indiana Code § 27-1-15.6-12(d) provides that the Applicant may, not more than sixty-three (63) days after notice of denial of the applicant's application is mailed, make written demand to the Commissioner for a hearing before the Commissioner to determine the reasonableness of the Commissioner's action.

IT IS THEREFORE ORDERED that Applicant's request for licensure is hereby DENIED pursuant to Indiana Codes §§ 27-1-15.6-12(b)(1), 27-1-15.6-12(b)(8) and 27-1-15.6-17(b) due to Applicant's

criminal history, and Applicant's failure to timely notify the Commissioner of a criminal prosecution.

Applicant may reapply for licensure not less than one (1) year from the date of this order.

7-23-2020

Date Signed

A handwritten signature in black ink, reading "Stephen W. Robertson", written over a horizontal line.

Stephen W. Robertson, Commissioner
Indiana Department of Insurance

Distribution:

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